

**IN THE UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT**

American Society for Testing and
Materials; National Fire Protection
Association, Inc.; American Society
of Heating, Refrigerating, and Air-
Conditioning Engineers, Inc.,

Appellants

v.

Public.Resource.Org, Inc.,

Appellee

No. 22-7063

CERTIFICATE AS TO PARTIES, RULINGS & RELATED CASES

In accordance with Circuit Rule 28(a)(1), Appellants certify:

(A) Parties and Amici.

Appellants are American Society for Testing and Materials d/b/a ASTM International (“ASTM”), National Fire Protection Association, Inc. (“NFPA”), and American Society of Heating, Refrigerating, and Air-Conditioning Engineers, Inc. (“ASHRAE”), which were the Plaintiffs/Counter-Defendants in the district court. ASTM, NFPA, and ASHRAE are each nongovernmental, not-for-profit corporations without

any parent corporation. No publicly held corporation owns 10% or more of ASTM's, NFPA's, or ASHRAE's stock.

Appellee is Public.Resource.Org, Inc. ("PRO"), which was the Defendant/Counter-Plaintiff in the district court.

The following individuals/entities submitted amicus briefs to the district court:

- Ann Bartow
- American Insurance Association
- American Library Association
- American National Standards Institute, Incorporated
- American Property Casualty Insurance Association
- American Society of Safety Engineers
- Brian L. Frye
- David Ardia
- Elizabeth Townsend Gard
- Institute of Electrical and Electronics Engineers,
Incorporated
- International Association of Plumbing & Mechanical
Officials

- International Code Council, Inc.
- James Gibson
- Jessica Silbey
- Jennifer Urban
- Jonathan Zittrain
- Knowledge Ecology International
- National Electrical Manufacturers Association
- North American Energy Standards Board
- Pamela Samuelson
- Public Knowledge
- Rebecca Tushnet
- Reporters Committee for Freedom of the Press
- Sina Bahram
- Stacey Dogan
- Stacey M. Lantagne
- Underwriters Laboratories Inc.

(B) Rulings Under Review. The rulings under review are (1) an Order, Dkt. 240 (Chutkan, J.), filed on March 31, 2022, by the U.S. District Court for the District of Columbia in No. 13-cv-1215, for which

no official citation exists; and (2) a Memorandum Opinion, Dkt. 239 (Chutkan, J.), and the Appendix thereto, Dkt. 239-1 (Chutkan, J.), filed on March 31, 2022, by the U.S. District Court for the District of Columbia in No. 13-cv-1215, available at 2022 WL 971735.

(C) Related Cases. This case was previously before this Court in No. 17-7035, *American Society for Testing, et al v. Public.Resource.Org, Inc.* Counsel are not aware of any other related cases.

Dated: June 2, 2022

Respectfully submitted,

s/J. Kevin Fee

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American Society for Testing and

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Dated: June 2, 2022

s/Kelly M. Klaus

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*Counsel for Appellant National Fire
Protection Association, Inc.*

Dated: June 2, 2022

s/Jeffrey S. Bucholtz

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*Counsel for Appellant American Society
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 2nd day of June, 2022, a true and correct copy of **CERTIFICATE AS TO PARTIES, RULINGS & RELATED CASES** was electronically filed through the CM/ECF system, which caused all parties to be served by electronic means.

Dated: June 2, 2022

s/J. Kevin Fee
J. Kevin Fee